

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
JOINT APPROPRIATIONS SUBCOMMITTEE
ROOM 405 STATE CAPITOL BUILDING
February 9, 2001**

Members Present: Sen. D. Chris Buttars , Co-Chair
Rep. A. Lamont Tyler, Co-Chair
Sen. Peter C. Knudsen
Sen. Pete Suazo
Rep. Ron Bigelow
Rep. Gary F. Cox
Rep. Scott Daniels
Rep. Paul Ray
Rep. Mike Thompson

Members Absent: None

Staff Present: Bill Dinehart, Fiscal Analyst
Dr. Andrea Wilko, Fiscal Analyst
Cherri White, Committee Secretary

Visitors List: List filed with Committee Minutes

Senator Buttars called the meeting to order at 2:13 p.m.

MOTION: Representative Tyler moved to approve the minutes of February 7, 2001. The motion passed unanimously.

Fiscal Analyst reviewed with the committee the list of priorities that had been given tentative votes in prior meetings. The list had been updated and distributed to committee members.

Chairman Buttars asked that the committee consider distributing back to the various agencies half of the 1% in General Funds that had been removed from budgets at the beginning of the process. In addition, he asked the committee consider asking the Attorney General to give \$1,000,000 back to be used toward opening the 288 beds at the Gunnison facility.

MOTION: Senator Knudsen moved to restore .5% in General Funds back to the individual agencies budgets.

SUBSTITUTE

MOTION: Representative Bigelow moved to restore the full 1% in General Funds to the individual agencies budgets. The motion failed 2-7 with Representative Bigelow, and Representative Tyler voting in favor of the motion, and Senators Buttars, Knudsen, Suazo, and Representatives Cox, Daniels, Ray and Thompson voting against the motion.

Addressing questions from the committee regarding the results of \$1,000,000 loss of General Funds in the Attorney Generals Office budget was Mark Shurtleff, Attorney General. Mr. Shurtleff indicated to the committee the result of \$1,000,000 loss in addition to the .5% loss in General Funds would be a reduction in force of about 15 attorney's. In addition these attorney's are the lowest paid, so the net result is more must be terminated to make of the shortfall. Mr. Shurtleff also indicated that if this was the action of the committee that he be allowed to have a single line item budget, thus allowing maximum flexibility with his budget. Finally, Mr. Shurtleff requested the support of the committee in requesting from the Executive Appropriations committee to fund compensation increases 3-4% above what compensation is given to other state employees.

MOTION: Senator Knudsen called for the question on the first motion thus cutting off further debate. The motion passed 8-1 with Senator Buttars voting against the motion.

Back to the original motion to restore .5%, the motion failed 1-8 with Senator Buttars voting in favor of the motion, and Senators Knudsen, and Suazo, and Representatives Bigelow, Cox, Daniels, Ray, Thompson and Tyler voting against the motion.

MOTION: Senator Suazo moved to saunter. The motion passed, and the committee sauntered from 3:00 p.m. until 3:15 p.m.

MOTION: Representative Cox moved to approve the intent language for Department of Public Safety as follows:

"It is the intent of the Legislature that all Troopers working for the Department of Public Safety have a fully equipped vehicle assigned to them. In order to satisfy this intent, the Department of Public Safety is authorized to increase the size of its fleet by up to 13 vehicles to be paid for from existing funds. The Department of Public Safety will work with the Division of Fleet Operations to purchase the vehicles and related equipment."

The motion passed unanimously.

MOTION: Representative Cox moved to approve \$705,000 Supplemental from General Fund Restricted Fire Academy Restricted for 3 FTEs and for planning and updating required courses for the Fire Academy. The motion passed unanimously with Senator Knudsen absent for the vote.

Mike Chabries, Director, Utah Department of Corrections, and Cliff Butter, Department of Corrections addressed questions from the committee regarding contracting of jail beds from the local counties.

MOTION: Representative Tyler moved to fund the following items:

1. Fire Specialist - \$65,000 ongoing and \$20,000 one time General Fund Restricted
2. POST Investigator - \$68,900 ongoing and \$20,000 one time General Fund Restricted
3. Laptops - \$127,200 from Transportation Funds

The motion passed unanimously with Senator Knudsen absent for the vote.

MOTION: Representative Bigelow moved to approve the following items:

1. Treasurer's Budget - Initiative B, \$100,000
2. Governor's Budget - Elections/Initiative B, \$65,000
3. Governor's Budget - OPB/UPED \$50,000 for FY 01, and \$100,000 for FY 02
4. Governor's Budget - UCCJJ / Extradition \$36,000 for FY 01, and \$56,000 for FY 02
5. Governor's Budget - Emergency Fund \$60,000, and \$40,000 of it is non-lapsing.

A request was made to divide the motion, and vote on item #5 separately. The request was granted.

Voting on items 1-4 the motion passed unanimously with Senator Knudsen absent for the vote.

Voting on item 5 - Emergency Fund, the motion passed in the Senate and tied in the House, the motion passed. Representatives Daniel, Thompson, and Tyler voted against the funding of item 5, and Senator Knudsen was absent for the vote.

MOTION: Representative Daniels moved to suspend the rules. The chair determined that the motion was out of order.

The committee discussed the costs of the inauguration, and received answers to questions on this matter from Lynn Ward and Ron Haymond, Governor's Office of Planning and Budget.

MOTION: Representative Bigelow moved to fund \$1,000,000 for Jury and Witness fees.

SUBSTITUTE

MOTION: Representative Tyler moved to approved \$600,000 for Jury and Witness fees. The motion passed 7-1, with Senator Buttars voting against the motion, and Senator Knudsen absent for the vote.

MOTION: Representative Bigelow moved to approve \$60,000 for the Diversity Project Coordinator for the Courts. The motion passed with Senator Buttars and Representative Tyler voting against the motion, and Senator Knudsen absent for the vote.

MOTION: Senator Suazo moved to saunter for 8 minutes. The motion passed and the committee sauntered at 3:52 p.m. The committee reconvened at 4:05 p.m.

MOTION: Representative Bigelow moved to approve from one-time funding the following:

Dept. of Corrections - Utilities

350,000

Dept. of Youth Corrections - Community Alternatives	\$1,000,000
Dept. of Youth Corrections - Vehicles	126,000
Dept. of Youth Corrections - Medicaid Reduction in Rate	1,200,500
Dept. of Public Safety - Laptops Highway Patrol	143,000
Dept. of Public Safety - Helicopter	650,000
Dept. of Public Safety - Moving Expenses	56,000
Dept. of Public Safety - Olympic Coordinator	\$150,000
Dept. of Public Safety - 800 MHZ radio	70,000

There was a request from the committee for a division on the items and vote each one separately.

SUBSTITUTE

MOTION: Representative Tyler moved to approve \$350,000 for Department of Corrections - Utilities. The motion passed unanimously.

MOTION: Representative Tyler moved to approve \$1,000,000 for Youth Corrections, Community Alternatives. The motion passed unanimously.

MOTION: Representative Cox moved to \$126,000 for Youth Corrections - Vehicles.

SUBSTITUTE

MOTION: Representative Tyler moved to approve \$72,000 for Youth Corrections for 4 vehicles. The motion passed unanimously.

MOTION: Representative Tyler moved to approve \$1,200,500 for Youth Corrections Medicaid Loss. The motion passed unanimously.

MOTION: Representative Tyler moved to approve \$900,000 for Public Safety - Helicopter. The motion failed in the Senate with Senator Knudsen and Senator Buttars voting against the motion. The motion failed.

MOTION: Senator Suazo moved to approve \$650,000 for Public Safety - Helicopter. The motion passed 8-1 with Senator Buttars voting against the motion.

MOTION: Representative Cox moved to approve \$56,000 for Public Safety - Moving Expense. The motion passed unanimously.

MOTION: Representative Ray moved to approve \$142,800 in one-time funding for Public Safety - Highway Patrol Laptops.

SUBSTITUTE

MOTION: Representative Thompson moved to approve \$152,800 in one-time General Funds for Public Safety - Highway Patrol Laptops. The motion passed unanimously.

MOTION: Representative Cox moved to approve \$150,000 in one-time funding for Public Safety - Olympic Coordinator for FY 2001. The motion passed unanimously.

MOTION: Representative Cox moved to approve \$70,000 for Public Safety - 800 MHZ radio. The motion passed unanimously.

MOTION: Representative Tyler moved to approve \$150,000 Public Safety - Olympic Coordinator, FY 2002. The motion passed unanimously.

MOTION: Representative Daniels moved to approve \$28,000 Courts - Judge Training. The motion passed unanimously.

MOTION: Representative Cox moved to approve \$306,200 in one-time funding for Corrections - Jail Programing.

SUBSTITUTE

MOTION: Representative Thompson moved to approve \$153,100 in one-time funding for Corrections - Jail Programing, and \$153,100 in one-time funding for Attorney General's Office - Computer Software.

After some discussion the substitute motion was withdrawn. After continued discussion the original motion was withdrawn.

MOTION: Representative Bigelow moved to approve \$50,000 to UCCJJ on-going funds for Extraditions. The motion passed unanimously.

MOTION: Representative Bigelow moved to approve \$205,000 in one-time funds for Attorney General - Children's Justice Centers.

MOTION: Representative Bigelow moved to approve the following list:

Guardian ad Litem	\$ 250,000
Board of Pardon - Retirement	35,000
Sandy Receiving Center	65,000
Richfield Youth Facility	910,000
Serologist	44,200
Contracts and Leasing	1,125,000

The motion passed unanimously.

MOTION: Representative Tyler moved to adjourn until Monday, February 12, 2001 at 2:00 p.m. The motion passed unanimously. The meeting adjourned at 4:50 p.m.